

3. In the event that it is determined that the Complaint in Declaratory Judgment does require a response by Ms. B.J. and her son K.J., then it is agreed that any and all affirmative defenses may be pled by Ms. B.J. and her son K.J., up to the time of trial on this matter.

SUMMERS, McDONNELL,
HUDOCK, GUTHRIE & SKEEL

ROBB LEONARD MULVIHILL

By: /s/ Peter B. Skeel

Peter B. Skeel, Esquire
Pa. I.D. No. 30805
707 Grant Street
Gulf Tower, Suite 2044
Pittsburgh, PA 15219
(412) 261-3232
Attorney for Plaintiff

By: /s/ Robert A. Loch

Robert A. Loch, Esquire
Pa. I.D. No. 55681
2300 One Mellon Center
Pittsburgh, PA 15219
(412) 281-5431
Attorney for Defendants Ms. B.J. and
her son K.J.

IT IS SO ORDERED

Date: _____

UNITED STATES DISTRICT JUDGE

7/28/05
This case is progressing toward
a scheduling order & will not be stayed
for one party.

Annette E. Ambrose